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8 Attorneys for Plaintiff AUGUSTINE GAETA, individually,
and MARGARITA GAETA, individually,
as Guardian Ad Litem for A. G., a minor child.

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

MARGARITA GAETA,) CASE NO: 05-cv- 04115-JW
As Guardian Ad Litem for)
A. G., a minor child,)
Plaintiff,) NOTICE OF PARTIAL DISMISSAL
v.)
PERRIGO PHARMACEUTICALS)
COMPANY; and LONGS DRUG STORES)
CORPORATION,)
Defendants.)

TO: Defendant Longs Drug Stores Corporation, by and through its attorneys of record,
Kenneth Ward, Esq., and Judith Anderson, Esq., Archer Norris, 2033 North Main Street, Suite 800,
P.O. Box 8035, Walnut Creek, California 94596.

1 Defendant Perrigo Pharmaceuticals Company, by and through its attorneys of record, Michael
2 F. Healy, Esq., Rebecca M. Biernat, Esq., Sedgwick, Detert, Moran & Arnold, LLP, One Market
3 Plaza, Steuart Tower, 8th Floor, San Francisco, California 94105.

4 Please take Notice that all claims against Defendant Longs Drugs Stores Corporation are
5 hereby dismissed without prejudice, pursuant to Rule 41(a)(1)(I) of the Federal Rules of Civil
6 Procedure.

7 Dated: May 22, 2006

PENNER, BRADLEY & BUETTNER

9 \s\ Randall M. Penner
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19 \s\ Marquette Wolf
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23 CERTIFICATE OF SERVICE

24 The Undersigned certifies that a copy of the foregoing instrument was served this 22nd day
25 of May, 2006, upon all counsel via certified mail, return receipt requested.

26 \s\ Rebecca Stasio
27 Rebecca Stasio